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PTO/SB/05 (11-00)
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UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. B0410/7269D1
First Inventor Richard A. Gambale
Title VASCULAR INDUCING IMPLANTS
Express Mail Label No. ET193971272US

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
2. ☐ Applicant claims small entity status.
See 37 CFR 1.27.
3. ☒ Specification [Total Pages 39]
(preferred arrangement set forth below)
 - Descriptive title of the invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 17]
5. Oath or Declaration [Total Pages 6]
 - a. ☐ Newly executed (original or copy)
 - b. ☒ Copy from a prior application (37 CFR 1.63 (d))
(for continuation/divisional with Box 18 completed)
 - i. ☐ **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b)
6. ☒ Application Data Sheet. See 37 CFR 1.76

ADDRESS TO: Assistant Commissioner for Patents
Box Patent Application
Washington, DC 20231

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
 - a. ☐ Computer Readable Form (CRF)
 - b. Specification Sequence Listing on:
 - i. ☐ CD-ROM or CD-R (2 copies); or
 - ii. ☐ paper
 - c. ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement (when there is an assignee) ☐ Power of Attorney
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
13. ☒ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
16. ☐ Request and Certification under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. ☒ Other: Notice of Related Applications

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☒ Divisional ☐ Continuation-in-part (CIP)

of prior application No 09 / 164,173

Prior application information

Examiner D. Blyveis

Group Art Unit: 3763

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

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Name (Print/Type)

John F. Perullo

Registration No. (Attorney/Agent)

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Signature

John F. Perullo

Date

1/31/01

Burden Hour Statement This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

02-01-01

A

jc839 U.S. PTO
01/31/01PATENT
ATTORNEY'S DOCKET NO.: B0410/7269D1jc971 U.S. PTO
09/774319
01/31/01Express Mail mailing label number ET193971272US Date of Deposit: January 31, 2001

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BOX PATENT APPLICATION
COMMISSIONER FOR PATENTS
WASHINGTON, DC 20231

SIR:

TRANSMITTED HERewith FOR FILING IS A PATENT APPLICATION OF:

INVENTOR(S): RICHARD A. GAMBALE, STEPHEN J. FORCUCCI, MICHAEL F.
WEISER, RICHARD T. CHOH AND SEAN FORDE

FOR: VASCULAR INDUCING IMPLANTS

ENCLOSED ARE:

- [XX] UTILITY APPLICATION TRANSMITTAL
- [XX] INITIAL INFORMATION DATA SHEET
- [XX] A SPECIFICATION AND CLAIMS INCLUDING 37 PAGES
- [XX] SEVENTEEN (17) SHEETS OF FORMAL DRAWINGS
- [XX] TWO (2) DECLARATIONS AND POWER OF ATTORNEYS FROM PARENT APPLICATION SERIAL NO. 09/164,173
- [XX] NOTICE OF RELATED APPLICATIONS
- [XX] PRELIMINARY AMENDMENT

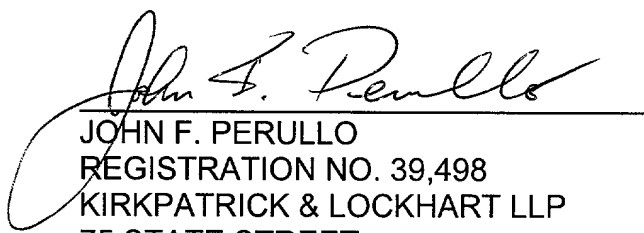
CLAIMS AS FILED

| FOR | NUMBER FILED | NUMBER EXTRA | RATE | BASIC FEE |
|--------------------|--------------|--------------|------|---------------------|
| | | | | \$710.00 |
| TOTAL CLAIMS | 12 | -20 | 0 | X \$18.00 = \$0.00 |
| INDEPENDENT CLAIMS | 4 | -3 | 1 | X \$80.00 = \$80.00 |
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DOCKET NO.: B0410/7269D1

DATE: JANUARY 31 2001



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Richard A. Gambale, Stephen J. Forcucci, Michael F. Weiser,
Richard T. Choh and Sean Forde
Serial No.: -----
Filed: Herewith
For: VASCULAR INDUCING IMPLANTS
Examiner: D. Blyveis
Art Unit: 3763

BOX PATENT APPLICATION
Commissioner for Patents
Washington, DC 20231

NOTICE OF RELATED APPLICATIONS

Sir:

The subject matter of the above-identified application is related to copending U.S. applications Serial Nos. 09/164,163; 09/164,884; 09/162,547; and 09/211,332, each naming at least one inventor common to the other applications. U.S. patent application Serial No. 09/299,795 is also directed to subject matter related to the above-identified applications and is assigned to a common assignee.

Respectfully submitted,

A handwritten signature in cursive script, reading "John F. Perullo".

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Docket No.: B0410/7269D1
Date: January 31, 2001